

**DISCLAIMER**

*This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).*

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MAY 22, 2002

APPLICATION OF

ECONOMIC COMPUTER SYSTEMS, INC.

CASE NO. PUC-2002-00027

For certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services

FINAL ORDER

On February 19, 2002, Economic Computer Systems, Inc. ("ECS" or the "Company"), filed an application for certificates of public convenience and necessity with the State Corporation Commission ("Commission") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. The Company also requested interim operating authority to provide telecommunications services under the existing tariffs of Broadslate Networks of Virginia, Inc. ("Broadslate"), and requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

By Order dated March 1, 2002, the Commission directed the Company to provide notice to the public of its application and

**Effective April 9, 2002, the new Case Management System requires that the case number format for all Commission orders change from, e.g., PUE010663 to the following: PUE-2001-00663.**

directed the Commission Staff to conduct an investigation and file a Staff Report. That Order also granted ECS' request for interim authority.

On April 22, 2002, the Company filed proof of publication for all but one newspaper. On April 24, 2002, ECS filed the remaining proof of notice and filed proof of service.

Subsequently, by motion filed on April 26, 2002, the Company requested leave to publish late notice of its application.

On May 2, 2002, the Staff filed its Report finding that ECS' application was in compliance with the Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules") and the Rules Governing the Certification of Interexchange Carriers ("IXC Rules"). Based upon its review of ECS' application, the Staff determined it would be appropriate to grant the Company certificates to provide local exchange and interexchange telecommunications services subject to the following conditions: (1) should ECS collect customer deposits, it shall establish and maintain an escrow account for such funds, held in a Virginia office of a duly chartered state or national bank, savings and loan association or savings bank, or credit union that is unaffiliated with the Company and shall notify the Division of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained

until such time as the Staff or Commission determines it is no longer necessary; (2) the Company shall provide audited financial statements to the Division of Economics and Finance no later than one (1) year from the effective date of ECS' initial tariff; and (3) at such time as voice services are initiated by the Company, ECS shall comply with all requirements of § C (Conditions for certification) of the Local Rules.

NOW THE COMMISSION, having considered the above-referenced motion, is of the opinion and finds that such motion should be granted. We also find that the Company should be granted certificates to provide local exchange and interexchange telecommunications services. Having considered § 56-481.1, the Commission further finds that the Company may price its interexchange telecommunications services competitively.

Accordingly, IT IS ORDERED THAT:

(1) The Company's motion requesting leave to publish late notice of its application is hereby granted.

(2) ECS is hereby granted a certificate of public convenience and necessity, No. TT-178A, to provide interexchange telecommunications services subject to the restrictions set forth in the Commission's Rules Governing the Certification of Interexchange Carriers, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(3) ECS is hereby granted a certificate of public convenience and necessity, No. T-586, to provide local exchange telecommunications services subject to the restrictions set forth in the Rules Governing the Offering of Competitive Local Exchange Telephone Service, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(4) Pursuant to § 56-481.1 of the Code of Virginia, the Company may price its interexchange telecommunications services competitively.

(5) The Company shall provide tariffs in ECS' name to the Division of Communications within 60 days that conform to all applicable Commission rules and regulations.

(6) Should ECS collect customer deposits, it shall establish and maintain an escrow account for such funds, held in a Virginia office of a duly chartered state or national bank, savings and loan association or savings bank, or credit union that is unaffiliated with the Company and shall notify the Division of Economics and Finance of the escrow arrangement and any subsequent change. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determines it is no longer necessary.

(7) The Company shall provide audited financial statements to the Division of Economics and Finance no later than one (1) year from the effective date of ECS' initial tariff in Virginia.

(8) At such time as voice services are initiated by the Company, ECS shall comply with all requirements of § C (Conditions for certification) of the Local Rules.

(9) There being nothing further to come before the Commission, this case shall be dismissed and the papers filed herein placed in the file for ended causes.